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6 **UNITED STATES DISTRICT COURT**
7 **DISTRICT OF NEVADA**
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9 DAMIEN RIVERO,)
10 Plaintiff,) 3:10-CV-00557-RCJ(WGC)
11 v.)
12 E.K. McDANIEL, *et al.*,) **ORDER**
13 Defendants.)
14 _____

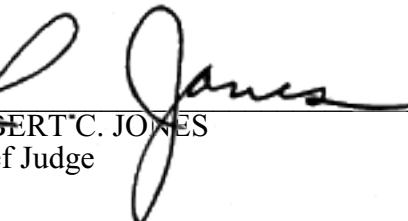
15 Before the Court is the Report and Recommendation of the United States Magistrate Judge (#19)
16 (“Recommendation”) entered December 22, 2011, in which the Magistrate Judge recommends that this
17 Court deny Plaintiff’s Motion for Summary Judgment (#14). Plaintiff filed his Objections to Magistrate
18 Judge’s Report & Recommendation (#20) on January 3, 2012.

19 The Court has conducted it’s *de novo* review in this case, has fully considered the objections of
20 the Plaintiff, the pleadings and memoranda of the parties and other relevant matters of record pursuant
21 to 28 U.S.C. § 636(b)(1)(B) and Local Rule IB 3-2. The Court determines that the Magistrate Judge’s
22 Report and Recommendation (#19) entered December 22, 2011, should be adopted and accepted.

23 IT IS HEREBY ORDERED that the Magistrate Judge’s Report and Recommendation (#19)
24 entered December 22, 2011, is adopted and accepted, and Plaintiff’s Motion for Summary Judgment
25 (#14) is DENIED.

26 IT IS SO ORDERED.

27 DATED: This 31st day of January, 2012.

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ROBERT C. JONES
Chief Judge